

SECOND REGULAR SESSION

# SENATE BILL NO. 1235

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR TRENT.

5340S.011

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 575.095 and 575.260, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the judiciary, with penalty provisions.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 575.095 and 575.260, RSMo, are  
2 repealed and two new sections enacted in lieu thereof, to be  
3 known as sections 575.095 and 575.260, to read as follows:

575.095. 1. A person commits the offense of tampering  
2 with a judicial officer if, with the purpose to harass,  
3 intimidate or influence a judicial officer in the  
4 performance of such officer's official duties, such person:

5 (1) Threatens or causes harm to such judicial officer  
6 or members of such judicial officer's family;

7 (2) Uses force, threats, or deception against or  
8 toward such judicial officer or members of such judicial  
9 officer's family;

10 (3) Offers, conveys or agrees to convey any benefit  
11 direct or indirect upon such judicial officer or such  
12 judicial officer's family;

13 (4) Engages in conduct reasonably calculated to harass  
14 or alarm such judicial officer or such judicial officer's  
15 family, including stalking pursuant to section 565.225 or  
16 565.227;

(5) Disseminates through any means, including by posting on the internet, the judicial officer's or the judicial officer's family's personal information. For purposes of this section, "personal information" includes a home address, home or mobile telephone number, personal email address, Social Security number, federal tax identification number, checking or savings account number, marital status, and identity of a child under eighteen years of age.

2. A judicial officer for purposes of this section shall be a judge or commissioner of a state or federal court, arbitrator, special master, juvenile officer, deputy juvenile officer, state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, juvenile court commissioner, state probation or parole officer, or referee.

3. A judicial officer's family for purposes of this section shall be:

(1) Such officer's spouse; or

(2) Such officer or such officer's spouse's ancestor or descendant by blood or adoption; or

(3) Such officer's stepchild, while the marriage creating that relationship exists.

4. The offense of tampering with a judicial officer is a class D felony.

5. If a violation of this section results in death or bodily injury to a judicial officer or a member of the judicial officer's family, the offense is a class B felony.

**6. No person convicted under subdivisions (1) or (2) of subsection 1 or under subsection 5 of this section shall be eligible for parole, probation, or conditional release.**

575.260. 1. A person commits the offense of tampering  
with a judicial proceeding if, with the purpose to influence  
the official action of a judge, juror, special master,  
referee, arbitrator, state prosecuting or circuit attorney,  
state assistant prosecuting or circuit attorney, or attorney  
general in a judicial proceeding, he or she:

(1) Threatens or causes harm to any person or  
property; or

(2) Engages in conduct reasonably calculated to harass  
or alarm such official or juror; or

(3) Offers, confers, or agrees to confer any benefit,  
direct or indirect, upon such official or juror.

2. The offense of tampering with a judicial proceeding  
is a class D felony. **No person convicted under subdivision  
(1) of subsection 1 of this section shall be eligible for  
parole, probation, or conditional release.**

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